

### REMARKS

Reconsideration of the application in view of the above amendments and following remarks is respectfully requested. Claims 1, 2, 4-13, 15-17, 19-27 and 30-33 are now pending. Claim 27 has been amended, while claim 28 has been canceled herein.

#### ***Allowable Subject Matter***

Claims 1, 2, 4-13, 15-17, 19-26, 30, 32 and 33 stand allowed.

#### ***Rejections Under 35 U.S.C. §112***

Claims 27, 28 and 31 stand rejected under 35 U.S.C. §112, first paragraph, for lack of enablement. In particular, the Examiner states that “the specification, while being enabling for the treatment of HRV infection of respiratory tract does not reasonably provide enablement for any or all picornavirus infections” (*see* 3/13/06 Office Action at page 2, last paragraph).

While Applicants strongly disagree with the Examiner’s conclusion in this regard, claim 28 has been canceled and claim 27 amended to specifically recite the treatment of human rhinovirus infection by administering an effective amount of a compound of claim 1 capable of binding to a human rhinovirus capsid. Since claim 31 depends from amended claim 27, this ground of rejection has been rendered moot as applied to that claim.

In view of the above amendments, Applicants submit that claims 27 and 31 now stand in condition for allowance. Of course, it should be understood that claim 27 has been amended merely to expedite issuance of the allowed subject matter. Thus, the amendment to claim 27, and cancellation of claim 28, is not (nor should it be construed as) acquiescence to this ground of rejection.

#### ***Conclusion***

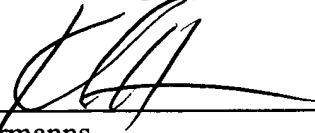
In view of the above amendments and remarks, Applicants request that claims 1, 2, 4-13, 15-17, 19-27 and 30-33 be passed to allowance. A good faith effort has been made to place this application in condition for allowance. However, should any further issue require

Application No. 10/088,282  
Reply to Office Action dated March 13, 2006

attention prior to allowance, the Examiner is requested to contact the undersigned at (206) 622-4900 to resolve the same.

Respectfully submitted,

SEED Intellectual Property Law Group PLLC



---

Karl R. Hermanns

Registration No. 33,507

KRH:lhk

701 Fifth Avenue, Suite 6300  
Seattle, Washington 98104-7092  
Phone: (206) 622-4900  
Fax: (206) 682-6031

790386\_1.DOC